

Amendment No. 2 to SB0599

Cohen
Signature of Sponsor

AMEND Senate Bill No. 599*

House Bill No. 632

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

by deleting SECTION 1 and SECTION 2 from the introduced bill and substituting instead the following as appropriately designated new sections:

SECTION ___. Tennessee Code Annotated, Section 57-4-102(24), is amended
by adding the following new subdivision:

() A commercially operated recreational facility located adjacent to a
navigable river which contains all of the following characteristics:

(i) Such facility contains at least one hundred (100) boating slips
available for lease, rental, or use by guests;

(ii) Such facility has located upon its premises one (1) or more
restaurant facilities with a combined seating capacity of at least two
hundred (200);

(iii) Such facility has located upon its premises a lodge with at
least fifteen (15) units available for transient lodging;" and

(iv) Such facility does not discriminate against any patron on the
basis of age, gender, sexual orientation, race, religion or national origin.

SECTION ___. Tennessee Code Annotated, Section 57-4-102(24), is amended
by adding the following language as a new, appropriately designated subdivision:

() A commercially operated facility which contains all of the following
characteristics:

(i) Such facility is located no more than six (6) miles from
Interstate 40 at exit 427 and on both sides of a county highway known as
Harrison Ferry Road. Such facility contains a minimum of one hundred
forty-three (143) acres and includes a minimum of twenty-two (22) acres

of land zoned commercial for future development at the corner of Back Nine Drive and Mountain View Lane;

(ii) Such facility has an eighteen (18) hole golf course, two (2) practice putting greens, a practice chipping green and a practice area for golf instruction. Such facility also contains a large swimming pool, boat ramp into Douglas Lake, and two (2) tennis courts;

(iii) Such facility has a clubhouse with a fully-equipped pro shop, a full-service restaurant seating at least one hundred fifty (150) persons inside with an outside patio that seats at least seventy (70) persons;

(iv) Such facility provides accommodations consisting of at least twelve (12) hotel/motel units and at least nine (9) villa units; and

(v) Such facility is located within an incorporated municipality having a population of less than five hundred (500) according to the 2000 federal census or any subsequent federal census within a county having a population of not less than forty-four thousand two hundred (44,200) nor more than forty-four thousand three hundred (44,300) according to the 2000 federal census or any subsequent federal census; and

(vi) Such facility does not discriminate against any patron on the basis of age, gender, sexual orientation, race, religion or national origin.

SECTION __. Tennessee Code Annotated, Section 57-4-102(24), is amended by adding the following new subdivision to be appropriately designated:

() An inn having all of the following characteristics:

(i) Such inn contains at least twelve (12) transient guest rooms in the main house;

(ii) Such inn has a separate meeting lodge and facility which also houses at least four (4) new French country transient suites;

(iii) Such inn has at least two (2) kitchens on the premises and offers at least two (2) meals daily;

(iv) Such inn has an open-air, outdoor, sylvan chapel suitable for the accommodation of wedding ceremonies;

(v) Such inn provides entertainment in the form of cooking demonstrations, storytelling and dulcimer playing;

(vi) Such inn is listed as one of the distinguished inns of North America in The Select Registry, 16th Edition, Guidebook; and

(vii) Such inn does not discriminate against any patron on the basis of age, gender, sexual orientation, race, religion or national origin.

SECTION __. Tennessee Code Annotated, Section 57-4-102(24), is amended by adding the following new subdivision to be appropriately designated:

() A commercially operated facility having all of the following characteristics:

(i) Such inn is a full service colonial mansion located on an eighty-one acre estate;

(ii) Such inn contains no fewer than eight (8) transient rooms and seventeen (17) bathrooms;

(iii) Such inn contains a dining room with a capacity of fifty (50) persons and serving at least two (2) meals daily;

(iv) Such inn has a heated swimming pool, a fitness center, a sauna, a tennis court and a billiard room;

(v) Such inn has a system of hiking and walking trails;

(vi) Such inn is listed as one of the distinguished inns of North America in The Select Registry, 16th Edition, Guidebook; and

(vii) Such inn does not discriminate against any patron on the basis of age, gender, sexual orientation, race, religion or national origin.

SECTION __. Tennessee Code Annotated, Section 57-4-102(24), is amended by adding the following new subdivisions to be appropriately designated:

() A facility which has nine (9) acres of shoreline development on Watts Bar Lake and which contains all the following characteristics. Such facility:

- (i) Has one (1) to three (3) bedroom cottages;
- (ii) Has a two hundred fifty (250) slip, both dry and wet, marina;
- (iii) Has a restaurant and lounge;
- (iv) Has a swimming pool;
- (v) Has rental boats;
- (vi) Does not discriminate against any patron on the basis of age, gender, sexual orientation, race, religion or national origin; and
- (vii) Is located in a county having a population of not less than twenty-eight thousand three hundred fifty (28,350) nor more than twenty-eight thousand four hundred fifty (28,450), according to the 2000 federal census or any subsequent federal census.

() A development which has all the following characteristics: Such development:

- (i) Has a well established marina with boat rentals, gasoline, guide services, etc. and a resort operating for more than fifty (50) years;
- (ii) Includes more than two hundred (200) acres on Watts Bar Lake;
- (iii) Has forty (40) cottages rented on a daily or weekly basis;
- (iv) Has a restaurant;
- (v) Has walking and nature trails;

(vi) Does not discriminate against any patron on the basis of age, gender, sexual orientation, race, religion or national origin; and

(vii) Is located in a county having a population of not less than twenty-eight thousand three hundred fifty (28,350) nor more than twenty-eight thousand four hundred fifty (28,450), according to the 2000 federal census or any subsequent federal census.

SECTION __. Tennessee Code Annotated, Section 57-4-102(24), is amended by adding the following new subdivision to be appropriately designated:

() A commercially operated facility having all of the following characteristics. Such facility:

(i) Is a fully staffed 24 hours per day lodge located on thirty-six (36) acres of land offering at least one (1) meal per day along with hiking, biking, and horseback riding;

(ii) Has twelve (12) oversized rooms with king beds, private baths, and high speed internet access in the main lodge;

(iii) Has seventeen (17) one (1) and two (2) bedroom cabins which have full kitchens, wood burning fireplaces, hot tubs, and high speed internet access;

(iv) Has an eighteen hundred (1,800) square foot meeting facility with a capacity of up to one hundred twenty-five (125) persons, and a board room with a capacity of up to twelve (12) persons; both of which have high speed internet access;

(v) Has a volleyball court, a horseshoe pit, and picnic areas through out the property; and

(vi) Does not discriminate against any patron on the basis of age, gender, sexual orientation, race, religion, or national origin.

SECTION _____. Tennessee Code Annotated, Section 57-4-102(24), is amended by adding the following language as a new, appropriately designated subdivision:

() Any facility located in a municipality which has a civil war battlefield:

(i) Of which more than fourteen hundred (1400) acres has been designated in the National Register of Historic Places;

(ii) For which a management contract has been entered into between the municipality and the Tennessee Historical Commission;

(iii) Has a self-guided driving tour;

(iv) For which long-range plans include walking trails, interpretive signs and a visitor's center with a museum;

(v) At which every two (2) years a living history and reenactment of the battle fought in December of 1862 is presented;

(vi) Which is famous for the southern general's order to his troops to "Charge them both ways"; and

(vii) Is located in a county having a population of not less than twenty-five thousand four hundred fifty (25,450) nor more than twenty-five thousand five hundred fifty (25,550), according to the 2000 federal census or any subsequent federal census.

SECTION _____. Tennessee Code Annotated, Section 57-4-102(24), is amended by adding the following language as a new, appropriately designated subdivision:

() A commercially operated hotel and conference center and surrounding lands, whether public or private, not to exceed one-half (1/2) mile radius of the geographic center of such complex, and possession all of the following characteristics.

(i) The hotel and conference center are operated by a for-profit corporation, partnership, or limited liability company;

(ii) The facility provides lodging accommodations consisting of not less than fifty (50) hotel or motel rooms in a building or buildings designed for such purpose;

(iii) The facility is able to accommodate conferences of not fewer than two hundred (200) persons;

(iv) The hotel and conference facility is situated entirely within the boundaries of an industrial park controlled by a legislatively created economic development agency, in existence since 1982 and which since its inception has secured at least \$1.5 billion in private investment on 11,000 acres surrounding Tellico Lake. The eligible surrounding lands shall not extend outside the boundaries of such industrial park;

(v) The facility is located in a municipality having a population of at least one thousand (1,000) according to the 2000 federal census or any subsequent federal census;

(vi) The facility is managed by a manager who is found by a majority of the municipal board of aldermen to be an individual of good moral character; and

(vii) Such facility does not discriminate against any patron on the basis of age, gender, sexual orientation, race, religion or national origin.

SECTION __. This act shall take effect on August 1, 2005, the public welfare requiring it.